

JOURNAL OF THE ASSEMBLY [April 2, 1982]

STATE OF WISCONSIN

# Assembly Journal

Eighty-Fifth Regular Session

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FRIDAY, April 2, 1982.

10:00 A.M.

The assembly met.

Speaker Jackamonis in the chair.

The prayer was offered by Representative Roberts.

Representative Medinger led the membership in reciting the pledge of allegiance to the flag of the United States of America.

The roll was taken.

The result follows:

Present -- Alberts, Andrea, Barczak, Becker, Behnke, Berndt, Bradley, Byers, Clarenbach, Coggs, Conradt, Crawford, Czarnecki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Gerlach, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Johnson, Kincaid, Kirby, Klicka, Knox, Kunicki, Laatsch, Ladwig, Larson, Lee, Leopold, Lewison, Loftus, Looby, Luckhardt, McEssy, McEwen, Matty, Meaux, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 94.

Absent -- None.

Absent with leave -- Nelsen, Plous and Tregoning -- 3.

Vacancies -- 47th District and 83rd District -- 2.

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INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

**Assembly Joint Resolution 106**

Relating to election and appointment of judges (first consideration).

By Representatives Neubauer and Plous, co-sponsored by Senator Flynn.

To committee on Judiciary.

**Assembly Bill 1146**

Relating to exempting income tax refunds from the determination of income attributed to applicants of aid to families with dependent children.

By Representatives Ellis, Swoboda, Prosser, Kirby, Smith, Duren, Metz, Becker, Miller, Munts, Schneider, Medinger, Leopold, Flintrop, Andrea, Coggs and Wagner, co-sponsored by Senators Braun, Risser, Thompson and George.

To committee on Rules.

**Assembly Bill 1147**

Relating to tax sales, tax certificates and tax foreclosures of real property.

By Representative Becker.

To committee on Rules.

**Assembly Bill 1148**

Relating to requiring residency for 6 months prior to receiving general relief.

By Representatives Meaux, Tuczynski, Nelsen, Barczak and Dorff, by request of Milwaukee County.

To committee on Health and Human Services.

**Assembly Bill 1149**

Relating to plat surveying and mapping.

By Representative Rooney, by request of Wisconsin Society of Land Surveyors.

To committee on Local Affairs.

**Assembly Bill 1150**

Relating to providing interpreters for certain persons who are unable to understand or communicate in the English language.

By Representatives Neubauer, Czarnecki, Rutkowski, Wagner and Kunicki, co-sponsored by Senator Strohl.

To committee on Aging, Women and Minorities.

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Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 1146** be withdrawn from the committee on Rules and made a special order of business at 11:00 A.M. today. Granted.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 1147** be withdrawn from the committee on Rules and made a special order of business at 11:01 A.M. today. Granted.

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### MESSAGE FROM THE SENATE

By Donald J. Schneider, chief clerk.

Mr. Speaker:

I am directed to inform you that the senate has amended and concurred in as amended:

**Assembly Bill 286** (senate amendments 1, 2, 3, 5, 6 and 8 adopted)

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### ACTION ON THE SENATE MESSAGE

#### **Assembly Bill 286**

Relating to special elections, ballots, nominations, canvassing, election officials, recall, referenda, prohibited election practices, registration and voting procedure, qualifications for office, vacancies, notices and administration of elections and providing a penalty.

By Representative Broydrick, by request of State Elections Board.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 286** be taken from the senate message and placed at the foot of the sixth order of business on today's calendar. Granted.

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### COMMUNICATIONS

The chief clerk reports the following proposals correctly enrolled:

**Assembly Bill 169**

**Assembly Bill 322**

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**Assembly Bill 584**

**Assembly Bill 602**

**Assembly Bill 757**

**Assembly Bill 1092**

DAVID KEDROWSKI

Chief Clerk

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April 2, 1982

To: David Kedrowski, Chief Clerk

From: Speaker Ed Jackamonis, Chairperson

Assembly Committee on Organization

This is to advise you of the following motion, adopted by the Assembly Committee on Organization at its meeting on Friday, April 2, 1982:

Representative Loftus moved, seconded by Representative Rooney, that the Assembly shall adjourn the Spring floorperiod on April 2, 1982 as established by Senate Joint Resolution 1 and in accordance with Joint Rule 83 (4), any bill or joint resolution not yet agreed to by both houses, and any resolution not yet passed by the house of origin, shall be deemed adversely disposed of for the biennial session and recorded as "failed to pass", "failed to adopt" or "failed to concur", with the exception of Senate Bill 783 and the general subject of reapportionment of legislative districts, including Senate Bill 712 and the report of the Committee of Conference appointed under Assembly Joint Resolution 103 and that in accordance with Joint Rule 81 (2), the Legislature shall extend Floorperiod IV for the sole purpose of considering and acting upon the legislative business excepted from the provisions of Joint Rule 83 (4) stated above.

April 2, 1982

To: All State Senators and Senate Offices  
From: Senator Fred A. Risser, Chairperson  
Senate Organization Committee

Re: Extension of Floorperiod IV

At its meeting on April 2, 1982 the Senate Organization Committee adopted the following motion which extends Floorperiod IV for the purpose of consideration of legislative reapportionment and Senate Bill 783.

“Move that the Senate and Assembly shall adjourn the Spring floor period on April 2, 1982 as established by Senate Joint Resolution 1 and in accordance with Joint Rule 83 (4), any bill or joint resolution not yet agreed to by both houses, and any resolution not yet passed by the house of origin, shall be deemed adversely disposed of for the biennial session and recorded as “failed to pass”, “failed to adopt” or “failed to concur”, with the exception of Senate Bill 783, and the general subject of reapportionment of legislative districts including Senate Bill 712 and the report of the Committee of Conference appointed under Assembly Joint Resolution 103 and that in accordance with Joint Rule 81 (2), the Legislature shall extend Floorperiod IV for the sole purpose of considering and acting upon the legislative business excepted from the provisions of Joint Rule 83 (4) stated above.”

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## PETITIONS

### **Assembly Petition 75**

Submitted by Brian Duffy, consisting of signatures of 825 citizens of Wisconsin in support of scrubbers on coal-fired furnaces.

By Representative Vanderperren.

To committee on Environmental Resources.

### **Assembly Petition 76**

Submitted by the Vernon County Board in opposition to Assembly Bill 807, relating to prohibiting the holding of children in a jail or prison.

By Representative Lewison.

To committee on Children and Human Development.

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### **Assembly Petition 77**

Submitted by the Jefferson County Board in support of Senate Bill 766, relating to eliminating certain record-keeping requirements of clerks of court and registers in probate.

By Representatives Knox and Radtke.

To committee on State Affairs.

### **Assembly Petition 78**

Submitted by the Jefferson County Board in support of Senate Bill 754, relating to recovering general relief payments.

By Representatives Knox and Radtke.

To committee on Health and Human Services.

### **Assembly Petition 79**

Submitted by the Jefferson County Board in support of Assembly Bill 1011, relating to amendment of county zoning ordinance.

By Representatives Knox and Radtke.

To committee on Local Affairs.

### **Assembly Petition 80**

Submitted by the Jefferson County Board in support of Senate Bill 767, relating to court-related fees and costs and judicial administrative districts.

By Representatives Knox and Radtke.

To committee on Judiciary.

### **Assembly Petition 81**

Submitted by the Jefferson County Board in opposition to Assembly Bill 936, relating to solid and hazardous waste management, imposing and revising fees, granting rule-making authority, creating a waste facility siting board, providing for a study and making appropriations.

By Representatives Knox and Radtke.

To committee on Environmental Resources.

### **Assembly Petition 82**

Submitted by the Jefferson County Board in opposition to the appointment of members of 51.42 boards who have received services or are members of the immediate families of those who have.

By Representatives Knox and Radtke.

To committee on Health and Human Services.

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### **Assembly Petition 83**

Submitted by the Jefferson County Board in opposition to Senate Bill 770, relating to adjustment of the date of the presidential preference primary, and the dates of the spring primary election and dates for related events for years in which a presidential preference primary is held.

By Representatives Knox and Radtke.  
To committee on Elections.

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### LEAVES OF ABSENCE

Representative DeLong asked unanimous consent for a leave of absence for today's session for Representatives Nelsen and Tregoning. Granted.

Representative Loftus asked unanimous consent for a leave of absence for today's session for Representative Plous. Granted.

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### CONSIDERATION OF SENATE ACTION ON PROPOSALS APPROVED BY THE ASSEMBLY

#### **Assembly Bill 71**

Relating to increasing the number of bingo occasions an organization may conduct, raising the limit on the amount which may be awarded as a prize in certain circumstances and miscellaneous other changes in laws regulating bingo games.

Representative Thompson moved nonconcurrence in senate amendment 1 to **Assembly Bill 71**.

Representative Kirby in the chair.

The question was: Shall senate amendment 1 to **Assembly Bill 71** be nonconcurrent in?

The roll was taken.

The result follows:

Ayes -- Berndt, Byers, DeLong, Hopkins, Johnson, Lewison, Matty, Metz, Miller, Paulson, Stitt, Thompson and Young -- 13.

Noes -- Alberts, Andrea, Barczak, Becker, Behnke, Bradley, Clarenbach, Coggs, Conradt, Crawford, Czarnezki, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Gerlach,

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Goodrich, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Jaronitzky, Kincaid, Kirby, Knox, Kunicki, Laatsch, Ladwig, Larson, Lee, Leopold, Loftus, Looby, Luckhardt, McEssy, McEwen, Meaux, Medinger, Menos, Merkt, Munts, Murray, Neubauer, Norquist, Otte, Panzer, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Travis, R., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -- 80.

Absent or not voting -- Klicka, Nelsen, Plous and Tregoning -- 4.

Motion failed.

The question was: Shall senate amendment 1 to **Assembly Bill 71** be concurred in?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that the assembly's action on **Assembly Bill 71** be immediately messaged to the senate. Granted.

### **Assembly Bill 397**

Relating to notifying municipal police departments and county sheriffs when releasing parolees.

The question was: Shall senate amendment 1 to **Assembly Bill 397** be concurred in?

Motion carried.

The question was: Shall senate amendment 2 to **Assembly Bill 397** be concurred in?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that the assembly's action on **Assembly Bill 397** be immediately messaged to the senate. Granted.

### **Assembly Bill 205**

Relating to establishing pupil minimum competency examinations in public schools.

The question was: Shall senate amendment 7 to **Assembly Bill 205** be concurred in?

Motion carried.

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Representative Flintrop moved nonconcurrency in senate amendment 8 to **Assembly Bill 205**.

The question was: Shall senate amendment 8 to **Assembly Bill 205** be nonconcurrent in?

The roll was taken.

The result follows:

Ayes -- Alberts, Barczak, Becker, Berndt, Bradley, Clarenbach, Conradt, Crawford, DeLong, Duren, Ellis, Fischer, Flintrop, Goodrich, Holschbach, Hopkins, Jaronitzky, Kincaid, Kirby, Klicka, Lewison, Luckhardt, McEssy, McEwen, Merkt, Metz, Miller, Munts, Panzer, Paulson, Porter, Prosser, Quackenbush, Radtke, Schmidt, Schneider, Schneiders, Shoemaker, Smith, Stitt, Thompson, Travis, D., Travis, R., Vanderperren, Wood and Young -- 46.

Noes -- Andrea, Behnke, Byers, Coggs, Czarnecki, Dilweg, Donoghue, Dorff, Everson, Gerlach, Harer, Hasenohrl, Hauke, Helbach, Hephner, Johnson, Knox, Kunicki, Laatsch, Ladwig, Larson, Lee, Leopold, Loftus, Looby, Matty, Meaux, Medinger, Menos, Murray, Neubauer, Norquist, Otte, Plewa, Potter, Roberts, Robertson, Robinson, Rogers, Rooney, Rutkowski, Swoboda, Tesmer, Tuczynski, Ulichny, Wagner, Williams and Mr. Speaker -- 48.

Absent or not voting -- Nelsen, Plous and Tregoning -- 3.

Motion failed.

The question was: Shall senate amendment 8 to **Assembly Bill 205** be concurred in?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Becker, Behnke, Byers, Clarenbach, Crawford, Dilweg, Donoghue, Dorff, Ellis, Everson, Gerlach, Harer, Hasenohrl, Hauke, Helbach, Hephner, Hopkins, Kincaid, Laatsch, Ladwig, Larson, Lee, Leopold, Loftus, Looby, Meaux, Medinger, Menos, Murray, Neubauer, Norquist, Otte, Plewa, Potter, Roberts, Robertson, Robinson, Rooney, Rutkowski, Schmidt, Schneiders, Smith, Tesmer, Travis, D., Ulichny, Wagner and Mr. Speaker -- 49.

Noes -- Alberts, Berndt, Bradley, Coggs, Conradt, Czarnecki, DeLong, Duren, Fischer, Flintrop, Goodrich, Holschbach,

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Jaronitzky, Johnson, Kirby, Klicka, Knox, Kunicki, Lewison, Luckhardt, McEssy, McEwen, Matty, Merkt, Metz, Miller, Munts, Panzer, Paulson, Porter, Prosser, Quackenbush, Radtke, Rogers, Schneider, Shoemaker, Stitt, Swoboda, Thompson, Travis, R., Tuczynski, Vanderperren, Williams, Wood and Young -- 45.

Absent or not voting -- Nelsen, Plous and Tregoning -- 3.

Motion carried.

Representative DeLong moved nonconcurrency in senate amendment 9 to **Assembly Bill 205**.

The question was: Shall senate amendment 9 to **Assembly Bill 205** be nonconcurrent in?

The roll was taken.

The result follows:

Ayes -- Berndt, Clarenbach, Conradt, DeLong, Dilweg, Goodrich, Holschbach, Hopkins, Jaronitzky, Knox, Laatsch, Lewison, Luckhardt, Matty, Merkt, Porter, Prosser, Radtke, Robertson, Schmidt, Schneider, Stitt, Thompson and Young -- 24.

Noes -- Alberts, Andrea, Barczak, Becker, Behnke, Bradley, Byers, Coggs, Crawford, Czarnezki, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Gerlach, Harer, Hasenohrl, Hauke, Helbach, Hephner, Johnson, Kincaid, Kirby, Klicka, Kunicki, Ladwig, Larson, Lee, Leopold, Loftus, Looby, McEssy, McEwen, Meaux, Medinger, Menos, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Potter, Quackenbush, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneiders, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Travis, R., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -- 70.

Absent or not voting -- Nelsen, Plous and Tregoning -- 3.

Motion failed.

Assembly amendment 1 to senate amendment 9 to **Assembly Bill 205** offered by Representative DeLong.

Representative Loftus moved rejection of assembly amendment 1 to senate amendment 9 to **Assembly Bill 205**.

The question was: Shall assembly amendment 1 to senate amendment 9 to **Assembly Bill 205** be rejected?

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The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Becker, Behnke, Bradley, Byers, Clarenbach, Coggs, Crawford, Czarnezki, Donoghue, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Harer, Hasenohrl, Hauke, Helbach, Hephner, Johnson, Kincaid, Kirby, Klicka, Knox, Kunicki, Laatsch, Ladwig, Larson, Lee, Leopold, Loftus, Looby, McEwen, Medinger, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Potter, Roberts, Robinson, Rogers, Rooney, Rutkowski, Shoemaker, Smith, Tesmer, Travis, D., Travis, R., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 66.

Noes -- Conradt, DeLong, Dilweg, Ellis, Goodrich, Holschbach, Hopkins, Jaronitzky, Lewison, Luckhardt, McEssy, Matty, Meaux, Menos, Merkt, Porter, Prosser, Quackenbush, Radtke, Schmidt, Schneider, Schneiders, Stiitt, Swoboda and Thompson -- 25.

Absent or not voting -- Alberts, Berndt, Nelsen, Plous, Robertson and Tregoning -- 6.

Motion carried.

Assembly amendment 2 to senate amendment 9 to **Assembly Bill 205** offered by Representative DeLong.

Representative Loftus moved rejection of assembly amendment 2 to senate amendment 9 to **Assembly Bill 205**.

The question was: Shall assembly amendment 2 to senate amendment 9 to **Assembly Bill 205** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Becker, Behnke, Berndt, Bradley, Byers, Clarenbach, Crawford, Czarnezki, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Gerlach, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Johnson, Kincaid, Kirby, Klicka, Knox, Kunicki, Laatsch, Ladwig, Larson, Lee, Leopold, Loftus, Looby, McEssy, McEwen, Meaux, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Porter, Potter, Roberts, Robertson, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Travis, R., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -- 77.

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Noes -- Alberts, Coggs, Conradt, DeLong, Dilweg, Goodrich, Hopkins, Jaronitzky, Lewison, Luckhardt, Matty, Prosser, Quackenbush, Radtke, Stitt, Thompson and Young -- 17.

Absent or not voting -- Nelsen, Plous and Tregoning -- 3.

Motion carried.

The question was: Shall senate amendment 9 to **Assembly Bill 205** be concurred in?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Becker, Behnke, Berndt, Bradley, Byers, Clarenbach, Conradt, Crawford, Czarnezki, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Gerlach, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Johnson, Kincaid, Kirby, Klicka, Kunicki, Laatsch, Ladwig, Larson, Lee, Leopold, Loftus, Looby, McEssy, McEwen, Matty, Meaux, Medinger, Menos, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Porter, Potter, Roberts, Robertson, Robinson, Rogers, Rooney, Rutkowski, Schneiders, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Travis, R., Tuczynski, Ulichny, Vanderperren, Wagner, Wood and Mr. Speaker -- 74.

Noes -- Alberts, Coggs, DeLong, Dilweg, Goodrich, Hopkins, Jaronitzky, Knox, Lewison, Luckhardt, Merkt, Prosser, Quackenbush, Radtke, Schmidt, Schneider, Stitt, Thompson, Williams and Young -- 20.

Absent or not voting -- Nelsen, Plous and Tregoning -- 3.

Motion carried.

The question was: Shall senate amendment 12 to **Assembly Bill 205** be concurred in?

Motion carried.

The question was: Shall senate amendment 14 to **Assembly Bill 205** be concurred in?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that the assembly's action on **Assembly Bill 205** be immediately messaged to the senate. Granted.

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Representative Everson asked unanimous consent that the rules be suspended and that **Senate Bill 773** be withdrawn from the calendar and made a special order of business at 11:02 A.M. today.

Representative Loftus objected.

### **Assembly Bill 718**

Relating to various changes in the statutes pertaining to vocational, technical and adult education and granting rule-making authority.

Assembly amendment 1 to senate substitute amendment 1 to **Assembly Bill 718** offered by Representatives Flintrop, Goodrich, R. Travis, Neubauer, Coggs, Lee, Merkt, Miller, Czarnezki, Plous, Williams, Medinger, Metz, Schneider, Rogers, Quackenbush and DeLong.

Representative Potter moved rejection of assembly amendment 1 to senate substitute amendment 1 to **Assembly Bill 718**.

Deputy speaker Tesmer in the chair.

The question was: Shall assembly amendment 1 to senate substitute amendment 1 to **Assembly Bill 718** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Behnke, Byers, Clarenbach, Conradt, Crawford, Donoghue, Dorff, Ellis, Everson, Fischer, Gerlach, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Johnson, Kincaid, Kirby, Kunicki, Larson, Looby, McEssy, McEwen, Matty, Meaux, Menos, Murray, Otte, Panzer, Plewa, Porter, Potter, Prosser, Quackenbush, Roberts, Robinson, Rooney, Schmidt, Schneiders, Shoemaker, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Wood and Mr. Speaker -- 53.

Noes -- Alberts, Becker, Berndt, Bradley, Coggs, Czarnezki, DeLong, Dilweg, Duren, Flintrop, Goodrich, Hopkins, Jaronitzky, Klicka, Knox, Laatsch, Ladwig, Lee, Leopold, Lewison, Loftus, Luckhardt, Medinger, Merkt, Metz, Miller, Munts, Neubauer, Norquist, Paulson, Radtke, Robertson, Rogers, Rutkowski, Schneider, Smith, Stitt, Thompson, Travis, R., Williams and Young -  
- 41.

Absent or not voting -- Nelsen, Plous and Tregoning -- 3.

Motion carried.

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The question was: Shall senate substitute amendment 1 to **Assembly Bill 718** be concurred in?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Barczak, Becker, Behnke, Bradley, Byers, Clarenbach, Coggs, Conradt, Crawford, Czarnecki, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Gerlach, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Johnson, Kincaid, Kirby, Klicka, Knox, Kunicki, Laatsch, Ladwig, Larson, Leopold, Lewison, Loftus, Looby, Luckhardt, McEssy, McEwen, Matty, Meaux, Medinger, Menos, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 88.

Noes -- Berndt, DeLong, Lee, Merkt, Robertson and Travis, R. -- 6.

Absent or not voting -- Nelsen, Plous and Tregoning -- 3.

Motion carried.

Representative Gerlach asked unanimous consent that the rules be suspended and that the assembly's action on **Assembly Bill 718** be immediately messaged to the senate. Granted.

### **Assembly Bill 745**

Relating to retail theft.

The question was: Shall senate amendment 1 to **Assembly Bill 745** be concurred in?

Motion carried.

Representative Gerlach asked unanimous consent that the rules be suspended and that the assembly's action on **Assembly Bill 745** be immediately messaged to the senate. Granted.

### **Assembly Bill 750**

Relating to the licensing of barbers and cosmetologists.

The question was: Shall senate substitute amendment 1 to **Assembly Bill 750** be concurred in?

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The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Barczak, Becker, Behnke, Berndt, Bradley, Byers, Clarenbach, Cogs, Conradt, Crawford, Czarnecki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Gerlach, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Johnson, Kincaid, Kirby, Klicka, Knox, Kunicki, Ladwig, Larson, Lee, Leopold, Lewison, Loftus, Looby, Luckhardt, McEssy, McEwen, Matty, Meaux, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Porter, Potter, Prosser, Radtke, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 91.

Noes -- Laatsch, Quackenbush and Robertson -- 3.

Absent or not voting -- Nelsen, Plous and Tregoning -- 3.

Motion carried.

Representative Gerlach asked unanimous consent that the rules be suspended and that the assembly's action on **Assembly Bill 750** be immediately messaged to the senate. Granted.

### **Assembly Bill 976**

Relating to printing and distribution of certain elections forms, supplies, bulletins and information and publication of certain elections notices by the elections board and making an appropriation.

Representative Alberts moved nonconcurrence in senate amendment 1 to **Assembly Bill 976**.

Representative DeLong asked unanimous consent that **Assembly Bill 976** be placed at the foot of the sixth order of business on today's calendar. Granted.

### **Assembly Bill 286**

Relating to special elections, ballots, nominations, canvassing, election officials, recall, referenda, prohibited election practices, registration and voting procedure, qualifications for office, vacancies, notices and administration of elections and providing a penalty.

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The question was: Shall senate amendment 1 to **Assembly Bill 286** be concurred in?

Motion carried.

The question was: Shall senate amendment 2 to **Assembly Bill 286** be concurred in?

Motion carried.

The question was: Shall senate amendment 3 to **Assembly Bill 286** be concurred in?

Motion carried.

Representative Hopkins moved nonconcurrence in senate amendment 5 to **Assembly Bill 286**.

Representative Loftus asked unanimous consent that the assembly stand recessed for thirty minutes. Granted.

The assembly stood recessed.

11:45 A.M.

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RECESS

1:30 P.M.

The assembly reconvened.

Speaker Jackamonis in the chair.

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SPECIAL ORDERS OF BUSINESS

**Assembly Bill 1146**

Relating to exempting income tax refunds from the determination of income attributed to applicants of aid to families with dependent children.

The question was: Shall **Assembly Bill 1146** be ordered engrossed and read a third time?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 1146** be given a third reading. Granted.

The question was: **Assembly Bill 1146** having been read three times, shall the bill pass?

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The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Barczak, Becker, Behnke, Berndt, Bradley, Byers, Clarenbach, Coggs, Crawford, Czarnezki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Gerlach, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Jaronitzky, Johnson, Kincaid, Kirby, Klicka, Knox, Kunicki, Laatsch, Ladwig, Larson, Lee, Leopold, Lewison, Loftus, Looby, Luckhardt, McEssy, McEwen, Matty, Meaux, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Porter, Potter, Prosser, Radtke, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 89.

Noes -- Conradt, Goodrich, Hopkins, Quackenbush and Robertson -- 5.

Absent or not voting -- Nelsen, Plous and Tregoning'-- 3.

Motion carried.

Representative Gerlach asked unanimous consent that the rules be suspended and that **Assembly Bill 1146** be immediately messaged to the senate. Granted.

### **Assembly Bill 1147**

Relating to tax sales, tax certificates and tax foreclosures of real property.

The question was: Shall **Assembly Bill 1147** be ordered engrossed and read a third time?

Motion carried.

Representative Gerlach asked unanimous consent that the rules be suspended and that **Assembly Bill 1147** be given a third reading. Granted.

The question was: **Assembly Bill 1147** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

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Ayes -- Alberts, Andrea, Barczak, Becker, Behnke, Berndt, Bradley, Byers, Clarenbach, Coggs, Conradt, Crawford, Czarnezki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Gerlach, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Johnson, Kincaid, Kirby, Klicka, Knox, Kunicki, Laatsch, Ladwig, Larson, Lee, Leopold, Lewison, Loftus, Looby, Luckhardt, McEssy, McEwen, Matty, Meaux, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 94.

Noes -- None.

Absent or not voting -- Nelsen, Plous and Tregoning -- 3.

Motion carried.

Representative Gerlach asked unanimous consent that the rules be suspended and that **Assembly Bill 1147** be immediately messaged to the senate. Granted.

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**Assembly Bill 286**

Relating to special elections, ballots, nominations, canvassing, election officials, recall, referenda, prohibited election practices, registration and voting procedure, qualifications for office, vacancies, notices and administration of elections and providing a penalty.

Representative Gerlach asked unanimous consent that **Assembly Bill 286** be placed after **Assembly Bill 976** on today's calendar. Granted.

**Assembly Bill 936**

Relating to solid and hazardous waste management, imposing and revising fees, granting rule-making authority, creating a waste facility siting board, providing for a study and making appropriations.

The question was: Shall senate amendment 2 to **Assembly Bill 936** be concurred in?

Motion carried.

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Representative Gerlach asked unanimous consent that the rules be suspended and that **Assembly Bill 936** be immediately messaged to the senate. Granted.

### **Assembly Bill 141**

Relating to nonresident alien and business ownership of land, creating reporting requirements and creating and clarifying penalties.

Representative Thompson moved nonconcurrency in senate substitute amendment 1 to **Assembly Bill 141**.

Representative Kincaid asked unanimous consent that **Assembly Bill 141** be placed after **Assembly Bill 286** on today's calendar. Granted.

### **Assembly Bill 407**

Relating to specific information signs on highways and granting rule-making authority.

The question was: Shall senate amendment 1 to **Assembly Bill 407** be concurred in?

Motion carried.

The question was: Shall senate amendment 2 to **Assembly Bill 407** be concurred in?

Motion carried.

The question was: Shall senate amendment 3 to **Assembly Bill 407** be concurred in?

Motion carried.

Representative Gerlach asked unanimous consent that the rules be suspended and that the assembly's action on **Assembly Bill 407** be immediately messaged to the senate. Granted.

### **Assembly Bill 765**

Relating to competency to proceed in a criminal case and criminal responsibility.

Representative Thompson moved nonconcurrency in senate substitute amendment 1 to **Assembly Bill 765**.

The question was: Shall senate substitute amendment 1 to **Assembly Bill 765** be nonconcurred in?

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The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Berndt, Bradley, Byers, Conradt, DeLong, Donoghue, Ellis, Goodrich, Harer, Hauke, Hopkins, Jaronitzky, Klicka, Knox, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Menos, Merkt, Panzer, Paulson, Porter, Quackenbush, Radtke, Robertson, Schmidt, Schneiders, Stitt, Swoboda, Tesmer, Thompson, Travis, R. and Young -- 40.

Noes -- Barczak, Becker, Behnke, Clarenbach, Coggs, Crawford, Czarnezki, Dilweg, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Helbach, Hephner, Holschbach, Johnson, Kincaid, Kirby, Lee, Leopold, Loftus, Looby, Meaux, Medinger, Miller, Munts, Murray, Neubauer, Norquist, Otte, Plewa, Potter, Prosser, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -- 52.

Absent or not voting -- Kunicki, Metz, Nelsen, Plous and Tregoning -- 5.

Motion failed.

The question was: Shall senate substitute amendment 1 to **Assembly Bill 765** be concurred in?

The roll was taken.

The result follows:

Ayes -- Barczak, Becker, Behnke, Clarenbach, Coggs, Crawford, Czarnezki, Dilweg, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Helbach, Hephner, Holschbach, Hopkins, Johnson, Kincaid, Kirby, Kunicki, Laatsch, Lee, Leopold, Loftus, Looby, Meaux, Medinger, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Plewa, Potter, Prosser, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -- 56.

Noes -- Alberts, Andrea, Berndt, Bradley, Byers, Conradt, DeLong, Donoghue, Ellis, Goodrich, Harer, Hauke, Jaronitzky, Klicka, Knox, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Menos, Merkt, Panzer, Paulson, Porter, Quackenbush, Radtke, Robertson, Schmidt, Schneiders, Stitt, Swoboda, Tesmer, Thompson, Travis, R. and Young -- 38.

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Absent or not voting -- Nelsen, Plous and Tregoning -- 3.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that the assembly's action on **Assembly Bill 765** be immediately messaged to the senate.

Representative Thompson objected.

**Assembly Bill 858**

Relating to creating the community development finance authority and making an appropriation.

The question was: Shall senate amendment 1 to **Assembly Bill 858** be concurred in?

Motion carried.

Representative Gerlach asked unanimous consent that the rules be suspended and that the assembly's action on **Assembly Bill 858** be immediately messaged to the senate. **Granted.**

**Assembly Bill 886**

Relating to permitting a municipality to transfer a retail beer or liquor license to the spouse of a retired or disabled licensee.

The question was: Shall senate amendment 1 to **Assembly Bill 886** be concurred in?

Motion carried.

Representative Gerlach asked unanimous consent that the rules be suspended and that the assembly's action on **Assembly Bill 886** be immediately messaged to the senate. **Granted.**

**Assembly Bill 908**

Relating to the reporting of accidents involving pupils in physical education classes.

The question was: Shall senate amendment 2 to **Assembly Bill 908** be concurred in?

Motion carried.

The question was: Shall senate amendment 3 to **Assembly Bill 908** be concurred in?

Motion carried.

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Representative Gerlach asked unanimous consent that the rules be suspended and that the assembly's action on **Assembly Bill 908** be immediately messaged to the senate. Granted.

**Assembly Bill 976**

Relating to printing and distribution of certain elections forms, supplies, bulletins and information and publication of certain elections notices by the elections board and making an appropriation.

Assembly amendment 1 to senate amendment 1 to **Assembly Bill 976** offered by Representative Duren.

Representative Helbach moved rejection of assembly amendment 1 to senate amendment 1 to **Assembly Bill 976**.

The question was: Shall assembly amendment 1 to senate amendment 1 to **Assembly Bil 976** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Becker, Behnke, Bradley, Byers, Clarenbach, Coggs, Conradt, Crawford, DeLong, Donoghue, Dorff, Ellis, Everson, Fischer, Flintrop, Gerlach, Goodrich, Hasenohrl, Hauke, Helbach, Holschbach, Johnson, Kincaid, Kirby, Klicka, Kunicki, Laatsch, Ladwig, Larson, Lee, Leopold, Lewison, Loftus, Looby, McEssy, Meaux, Merkt, Metz, Miller, Munts, Neubauer, Norquist, Plewa, Porter, Potter, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Schneiders, Shoemaker, Smith, Stitt, Tesmer, Thompson, Travis, D., Travis, R., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Young and Mr. Speaker -- 68.

Noes -- Alberts, Berndt, Czarnezki, Dilweg, Duren, Harer, Hephner, Hopkins, Jaronitzky, Knox, Luckhardt, McEwen, Matty, Medinger, Menos, Murray, Otte, Panzer, Paulson, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Swoboda and Wood -- 26.

Absent or not voting -- Nelsen, Plous and Tregoning -- 3.

Motion carried.

Assembly amendment 2 to senate amendment 1 to **Assembly Bill 976** offered by Representative Alberts.

Representative Helbach moved rejection of assembly amendment 2 to senate amendment 1 to **Assembly Bill 976**.

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The question was: Shall assembly amendment 2 to senate amendment 1 to **Assembly Bill 976** be rejected?

The roll was taken.

The result follows:

Ayes -- Becker, Clarenbach, Coggs, Crawford, Everson, Gerlach, Hasenohrl, Helbach, Hephner, Holschbach, Johnson, Kincaid, Ladwig, Lee, Leopold, Loftus, Looby, Meaux, Murray, Norquist, Potter, Robinson, Rogers, Rooney, Schneider, Shoemaker, Smith, Tesmer, Travis, D., Ulichny, Vanderperren, Williams and Mr. Speaker -- 33.

Noes -- Alberts, Andrea, Barczak, Behnke, Berndt, Bradley, Byers, Conradt, Czarnecki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Fischer, Flintrop, Goodrich, Harer, Hauke, Hopkins, Jaronitzky, Kirby, Klicka, Knox, Kunicki, Laatsch, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Medinger, Menos, Merkt, Metz, Miller, Munts, Neubauer, Otte, Panzer, Paulson, Plewa, Porter, Prosser, Quackenbush, Radtke, Robertson, Rutkowski, Schmidt, Schneiders, Stitt, Swoboda, Thompson, Travis, R., Tuczynski, Wagner, Wood and Young -- 60.

Absent or not voting -- Nelsen, Plous, Roberts and Tregoning -- 4.

Motion failed.

Representative Roberts asked unanimous consent to be recorded as voting "Aye" on the previous question. Granted.

Representative Loftus moved that assembly amendment 2 to senate amendment 1 to **Assembly Bill 976** be laid on the table.

The question was: Shall assembly amendment 2 to senate amendment 1 to **Assembly Bill 976** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Andrea, Becker, Clarenbach, Coggs, Crawford, Czarnecki, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Johnson, Kincaid, Kirby, Kunicki, Lee, Leopold, Loftus, Looby, Meaux, Medinger, Menos, Metz, Murray, Neubauer, Norquist, Otte, Potter, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams and Mr. Speaker -- 49.

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Noes -- Alberts, Barczak, Behnke, Berndt, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Goodrich, Harer, Hopkins, Jaronitzky, Klicka, Knox, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Merkt, Miller, Munts, Panzer, Paulson, Plewa, Porter, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Schneiders, Stitt, Thompson, Travis, R., Wood and Young -- 45.

Absent or not voting -- Nelsen, Plous and Tregoning -- 3.

Motion carried.

Assembly amendment 3 to senate amendment 1 to **Assembly Bill 976** offered by Representative Alberts.

Representative Helbach moved rejection of assembly amendment 3 to senate amendment 1 to **Assembly Bill 976**.

The question was: Shall assembly amendment 3 to senate amendment 1 to **Assembly Bill 976** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Becker, Clarenbach, Coggs, Crawford, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Johnson, Kincaid, Kirby, Kunicki, Lee, Leopold, Loftus, Looby, Meaux, Medinger, Menos, Murray, Norquist, Otte, Potter, Robinson, Rooney, Schneider, Shoemaker, Smith, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren and Mr. Speaker -- 38.

Noes -- Alberts, Barczak, Behnke, Berndt, Bradley, Byers, Conradt, Czarnezki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Goodrich, Hopkins, Jaronitzky, Klicka, Knox, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Merkt, Metz, Miller, Munts, Neubauer, Panzer, Paulson, Plewa, Porter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Rogers, Rutkowski, Schmidt, Schneiders, Stitt, Swoboda, Thompson, Travis, R., Wagner, Williams, Wood and Young -- 55.

Absent or not voting -- Harer, Nelsen, Plous and Tregoning -- 4.

Motion failed.

The question was: Shall assembly amendment 3 to senate amendment 1 to **Assembly Bill 976** be adopted?

Motion carried.

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Assembly amendment 4 to senate amendment 1 to **Assembly Bill 976** offered by Representative Alberts.

Representative Hopkins moved rejection of assembly amendment 4 to senate amendment 1 to **Assembly Bill 976**.

The question was: Shall assembly amendment 4 to senate amendment 1 to **Assembly Bill 976** be rejected?

The roll was taken.

The result follows:

Ayes -- Crawford, Gerlach, Harer, Hopkins, Kincaid, Ladwig, Loftus, Looby, Luckhardt, Matty, Meaux, Merkt, Quackenbush, Robertson, Rooney, Tesmer and Young -- 17.

Noes -- Alberts, Andrea, Barczak, Becker, Behnke, Berndt, Bradley, Byers, Clarenbach, Coggs, Conradt, Czarnecki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Goodrich, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Jaronitzky, Johnson, Kirby, Klicka, Knox, Kunicki, Laatsch, Larson, Lee, Leopold, Lewison, McEssy, McEwen, Medinger, Menos, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Porter, Potter, Prosser, Radtke, Roberts, Robinson, Rogers, Rutkowski, Schmidt, Schneider, Schneiders, Shoemaker, Smith, Stitt, Swoboda, Thompson, Travis, D., Travis, R., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker - - 77.

Absent or not voting -- Nelsen, Plous and Tregoning -- 3.

Motion failed.

The question was: Shall assembly amendment 4 to senate amendment 1 to **Assembly Bill 976** be adopted?

Motion carried.

The question was: Shall senate amendment 1 to **Assembly Bill 976** be concurred in?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that the assembly's action on **Assembly Bill 976** be immediately messaged to the senate.

Representative Knox objected.

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MESSAGE FROM THE SENATE

By Donald J. Schneider, chief clerk.

Mr. Speaker:

I am directed to inform you that the senate has adopted and asks concurrence in:

Committee of Conference report on **Assembly Bill 62**

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ACTION ON THE SENATE MESSAGE

**Assembly Bill 62**

Relating to renewable energy resources and increasing an appropriation.

By Representatives Metz, Munts, Gerlach, Laatsch, Hasenohrl, Flintrop, Dilweg, Rutkowski, Loftus, Ulichny, Radtke, Becker, Wagner, Everson, Plewa, Crawford, Williams, Leopold, Medinger, Potter, Plous, Roberts, Miller, Shoemaker, Kunicki, Duren, Kirby and Ladwig, co-sponsored by Senators Adelman, Risser, Strohl, Theno, Moody, McCallum, Berger, Flynn, Cullen, Braun and Goyke.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 62** be withdrawn from the senate message and made a special order of business at 3:00 P.M. today.

Representative Porter objected.

Representative Loftus moved that the rules be suspended and that **Assembly Bill 62** be withdrawn from the senate message and made a special order of business at 3:00 P.M. today.

The question was: Shall the rules be suspended and **Assembly Bill 62** be withdrawn from the senate message and made a special order of business at 3:00 P.M. today?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Barczak, Becker, Behnke, Berndt, Byers, Clarenbach, Coggs, Crawford, Czarnezki, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Gerlach, Harer, Hasenohrl, Hauke, Helbach, Holschbach, Johnson, Kincaid, Kirby, Klicka, Knox, Kunicki, Laatsch, Ladwig, Larson, Lee, Leopold, Loftus, Looby, McEssy, Meaux, Medinger, Menos, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa,

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Potter, Prosser, Radtke, Roberts, Robertson, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Wood and Mr. Speaker -- 75.

Noes -- Bradley, Conradt, DeLong, Goodrich, Hephner, Hopkins, Lewison, Luckhardt, McEwen, Matty, Merkt, Porter, Quackenbush, Stitt, Thompson, Travis, R. and Young -- 17.

Absent or not voting -- Jaronitzky, Nelsen, Plous, Tregoning and Williams -- 5.

Motion carried.

### **Assembly Bill 286**

Relating to special elections, ballots, nominations, canvassing, election officials, recall, referenda, prohibited election practices, registration and voting procedure, qualifications for office, vacancies, notices and administration of elections and providing a penalty.

Representative Schmidt moved nonconcurrency in senate amendment 5 to **Assembly Bill 286**.

The question was: Shall senate amendment 5 to **Assembly Bill 286** be nonconcurrent in?

The roll was taken.

The result follows:

Ayes -- Alberts, Berndt, Bradley, Conradt, DeLong, Dilweg, Donoghue, Ellis, Harer, Hopkins, Jaronitzky, Knox, Ladwig, Lewison, Loftus, Luckhardt, McEwen, Matty, Merkt, Panzer, Paulson, Porter, Prosser, Radtke, Robertson, Schmidt, Schneiders, Stitt, Travis, R. and Young -- 30.

Noes -- Andrea, Barczak, Becker, Behnke, Byers, Clarenbach, Cogg, Crawford, Czarnecki, Dorff, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Johnson, Kincaid, Kirby, Klicka, Kunicki, Laatsch, Larson, Lee, Leopold, Looby, McEssy, Meaux, Medinger, Menos, Metz, Miller, Munts, Murray, Neubauer, Norquist, Plewa, Potter, Quackenbush, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Swoboda, Tesmer, Thompson, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -- 61.

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Absent or not voting -- Duren, Goodrich, Nelsen, Otte, Plous and Tregoning -- 6.

Motion failed.

Representative Duren asked unanimous consent to be recorded as voting "No" on the previous question. Granted.

Representative Laatsch asked unanimous consent to be recorded as voting "Aye" on the previous question. Granted.

The question was: Shall senate amendment 5 to **Assembly Bill 286** be concurred in?

Motion carried.

The question was: Shall senate amendment 8 to **Assembly Bill 286** be concurred in?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that the assembly's action on **Assembly Bill 286** be immediately messaged to the senate. Granted.

### **Assembly Bill 141**

Relating to nonresident alien and business ownership of land, creating reporting requirements and creating and clarifying penalties.

Assembly amendment 1 to senate substitute amendment 1 to **Assembly Bill 141** offered by Representative Hephner.

Representative Robertson moved rejection of assembly amendment 1 to senate substitute amendment 1 to **Assembly Bill 141**.

The question was: Shall assembly amendment 1 to senate substitute amendment 1 to **Assembly Bill 141** be rejected?

The roll was taken.

The result follows:

Ayes -- Berndt, Bradley, Byers, Coggs, Conradt, Dilweg, Donoghue, Dorff, Ellis, Fischer, Flintrop, Gerlach, Hopkins, Laatsch, Larson, Lewison, Loftus, Matty, Menos, Merkt, Miller, Munts, Norquist, Panzer, Paulson, Plewa, Porter, Prosser, Robertson, Rogers, Rooney, Schmidt, Schneiders, Shoemaker, Stitt, Swoboda, Tesmer, Tuczynski, Ulichny, Young and Mr. Speaker -- 41.

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Noes -- Alberts, Andrea, Barczak, Becker, Behnke, Clarenbach, Crawford, Czarnezki, DeLong, Duren, Everson, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Jaronitzky, Johnson, Kincaid, Kirby, Klicka, Knox, Kunicki, Ladwig, Lee, Leopold, Looby, Luckhardt, McEssy, McEwen, Meaux, Medinger, Metz, Murray, Neubauer, Otte, Potter, Quackenbush, Radtke, Roberts, Robinson, Rutkowski, Schneider, Smith, Thompson, Travis, D., Travis, R., Vanderperren, Wagner, Williams and Wood -- 53.

Absent or not voting -- Nelsen, Plous and Tregoning -- 3.

Motion failed.

The question was: Shall assembly amendment 1 to senate substitute amendment 1 to **Assembly Bill 141** be adopted?

Motion carried.

Representative Thompson moved nonconcurrency in senate substitute amendment 1 to **Assembly Bill 141**.

The question was: Shall senate substitute amendment 1 to **Assembly Bill 141** be nonconcurrent in?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Barczak, Behnke, Bradley, Clarenbach, Cogg, Conradt, Czarnezki, DeLong, Dilweg, Dorff, Duren, Ellis, Everson, Fischer, Gerlach, Goodrich, Harer, Hauke, Hephner, Hopkins, Jaronitzky, Klicka, Knox, Kunicki, Laatsch, Ladwig, Lewison, Loftus, Luckhardt, McEssy, McEwen, Matty, Meaux, Medinger, Menos, Merkt, Munts, Murray, Neubauer, Norquist, Otte, Panzer, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Robertson, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneiders, Stitt, Swoboda, Tesmer, Thompson, Travis, R., Tuczynski, Wagner, Williams, Wood and Young -- 67.

Noes -- Becker, Berndt, Byers, Crawford, Donoghue, Flintrop, Hasenohrl, Holschbach, Johnson, Kincaid, Kirby, Larson, Lee, Leopold, Looby, Metz, Paulson, Roberts, Schneider, Shoemaker, Smith, Travis, D., Ulichny, Vanderperren and Mr. Speaker -- 25.

Absent or not voting -- Helbach, Miller, Nelsen, Plous and Tregoning -- 5.

Motion carried.

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Representative Miller asked unanimous consent to be recorded as voting "Aye" on the previous question. Granted.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 141** be immediately messaged to the senate. Granted.

Representative Knox asked unanimous consent that the rules be suspended and that a motion for reconsideration of the vote by which senate amendment 1 to **Assembly Bill 976** was concurred in be entered and taken up at this time. Granted.

Representative Knox asked unanimous consent that the vote by which senate amendment 1 to **Assembly Bill 976** was concurred in be reconsidered. Granted.

Assembly amendment 5 to senate amendment 1 to **Assembly Bill 976** offered by Representative Knox.

The question was: Shall assembly amendment 5 to senate amendment 1 to **Assembly Bill 976** be adopted?

Motion carried.

The question was: Shall senate amendment 1 to **Assembly Bill 976** be concurred in?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 976** be immediately messaged to the senate. Granted.

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### CONSIDERATION OF MOTIONS FOR RECONSIDERATION

#### **Senate Bill 507**

Relating to rate increases of certain utilities under an automatic adjustment clause.

The question was: Shall the vote by which **Senate Bill 507** was ordered to a third reading be reconsidered?

The roll was taken.

The result follows:

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Ayes -- Alberts, Berndt, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Ellis, Goodrich, Harer, Hephner, Hopkins, Jaronitzky, Kincaid, Klicka, Knox, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Merkt, Panzer, Paulson, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Schneiders, Stitt, Thompson, Travis, R. and Young -- 40.

Noes -- Andrea, Becker, Behnke, Clarenbach, Coggs, Crawford, Czarnecki, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Hauke, Helbach, Holschbach, Johnson, Kirby, Kunicki, Lee, Leopold, Loftus, Looby, Meaux, Medinger, Menos, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Plewa, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Shoemaker, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -- 51.

Absent or not voting -- None.

Paired for -- Nelsen, Smith and Tregoning -- 3.

Paired against -- Barczak, Hasenohrl and Plous -- 3.

Motion failed.

Representative Thompson moved nonconcurrency in **Senate Bill 507**.

Representative Kirby in the chair.

The question was: Shall **Senate Bill 507** be nonconcurrent in?

The roll was taken.

The result follows:

Ayes -- Alberts, Barczak, Berndt, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Ellis, Goodrich, Harer, Hauke, Hephner, Hopkins, Jaronitzky, Kincaid, Klicka, Knox, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Merkt, Otte, Panzer, Paulson, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Schmidt, Schneider, Schneiders, Stitt, Swoboda, Thompson, Travis, R. and Young -- 46.

Noes -- Andrea, Becker, Behnke, Clarenbach, Coggs, Crawford, Czarnecki, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Helbach, Holschbach, Johnson, Kirby, Kunicki, Lee, Leopold, Loftus, Looby, Meaux, Medinger, Menos, Metz, Miller, Munts, Murray, Neubauer, Norquist, Plewa, Robinson, Rogers, Rooney, Rutkowski, Shoemaker, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Wood and Mr. Speaker -- 45.

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Absent or not voting -- None.

Paired for -- Nelsen, Smith and Tregoning -- 3.

Paired against -- Hasenohrl, Plous and Williams -- 3.

Motion carried.

Representative Barczak asked unanimous consent to be recorded as voting "No" on the previous question. Granted.

### **Senate Bill 783**

Relating to the tax on liquor manufactured in this state by pollution control facilities from brewing wastes and to a floor tax on intoxicating liquors, a surtax added in 1982 and 1983 to the corporate income and franchise taxes, depreciation on leased property, redefining the internal revenue code for the purpose of computing the income taxes of individuals, trusts and estates, the definition of "internal revenue code" as it relates to powers of appointment, employe benefit plans and extensions for filing inheritance taxes, the definition of "internal revenue code" for insurers, regulated investment companies and real estate investment trusts, the sales tax on telephone and telegraph services, computing depreciation on utility property for purposes of the corporate income and franchise taxes, a county sales and use tax, the cigarette tax, transfer of moneys or positions between certain appropriations made to state agencies, state compensation and fringe benefit supplements, various changes to the 1979-81 and 1981-83 authorized state building programs, payment of interest on moneys temporarily reallocated, limiting the compensation of a nonrepresented state classified employe who, in lieu of layoff, is demoted or exercises displacement rights, limiting compensation of a nonrepresented state classified employe restored, after layoff, to a position with a lower pay range, cumulative pay adjustments for certain nonrepresented state classified employes, a salary freeze for certain state employes, work hour and pay reductions for nonrepresented state employes, work-related programs for recipients of aid to families with dependent children, the expenditure of federal child welfare funds, making permanent the 2nd opinion program in medical assistance, kidney disease aids, the reimbursement rates for handicapped education special transportation and health treatment aidable costs, decreasing the primary guaranteed valuation for 1982-83 school aids and delaying part of the June 1982 aid payment until July 1982, the renewable energy resource system incentive program, granting rule-making authority, providing penalties and decreasing and making appropriations.

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Representative Loftus asked unanimous consent that **Senate Bill 783** be made a special order of business at 10:00 A.M. on Tuesday, April 6. Granted.

**Senate Bill 700**

Relating to authorizing banks to establish branches under certain circumstances and to acquire real estate used for remote paying and receiving facilities.

The question was: Shall the vote by which **Senate Bill 700** was ordered to a third reading be reconsidered?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Berndt, Bradley, Conradt, DeLong, Ellis, Everson, Goodrich, Harer, Hasenohrl, Jaronitzky, Knox, Lee, McEwen, Miller, Panzer, Paulson, Radtke, Robertson, Schmidt, Stitt and Thompson -- 23.

Noes -- Becker, Behnke, Byers, Clarenbach, Coggs, Crawford, Czarnezki, Dilweg, Donoghue, Dorff, Duren, Flintrop, Gerlach, Hauke, Helbach, Hephner, Holschbach, Hopkins, Johnson, Kincaid, Kirby, Klicka, Kunicki, Laatsch, Ladwig, Larson, Leopold, Lewison, Loftus, Looby, Luckhardt, McEssy, Matty, Meaux, Medinger, Menos, Merkt, Metz, Munts, Murray, Neubauer, Norquist, Otte, Plewa, Porter, Potter, Prosser, Quackenbush, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Schneiders, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Travis, R., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 69.

Absent or not voting -- Alberts, Fischer, Nelsen, Plous and Tregoning -- 5.

Motion failed.

Speaker Jackamonis in the chair.

The question was: **Senate Bill 700** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes -- Barczak, Becker, Behnke, Bradley, Byers, Coggs, Conradt, Crawford, Czarnezki, Dilweg, Donoghue, Dorff, Duren,

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Ellis, Fischer, Flintrop, Gerlach, Harer, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Johnson, Kincaid, Kirby, Klicka, Kunicki, Ladwig, Larson, Lee, Leopold, Lewison, Loftus, Looby, Luckhardt, McEssy, Matty, Meaux, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Panzer, Plewa, Porter, Potter, Prosser, Quackenbush, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Schneiders, Shoemaker, Smith, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 78.

Noes -- Andrea, Berndt, Clarenbach, DeLong, Everson, Goodrich, Hasenohrl, Knox, Laatsch, McEwen, Paulson, Radtke, Robertson, Schmidt and Stitt -- 15.

Absent or not voting -- Alberts, Nelsen, Plous and Tregoning -- 4.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Senate Bill 700** be immediately messaged to the senate. Granted.

### **Senate Bill 80**

Relating to regulating smoking in public conveyances and specified places and providing a penalty.

The question was: Shall the vote by which **Senate Bill 80** was concurred in be reconsidered?

The roll was taken.

The result follows:

Ayes -- Alberts, Bradley, Byers, Conradt, DeLong, Donoghue, Everson, Harer, Holschbach, Hopkins, Kincaid, Laatsch, Larson, Lewison, Looby, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Plewa, Porter, Roberts, Robertson, Shoemaker, Swoboda and Thompson -- 28.

Noes -- Andrea, Barczak, Becker, Behnke, Berndt, Clarenbach, Cogg, Crawford, Czarnecki, Dilweg, Dorff, Duren, Ellis, Fischer, Flintrop, Gerlach, Goodrich, Hasenohrl, Hauke, Helbach, Hephner, Jaronitzky, Johnson, Kirby, Klicka, Knox, Kunicki, Ladwig, Lee, Leopold, Loftus, McEwen, Meaux, Medinger, Metz, Miller, Munts, Neubauer, Norquist, Otte, Panzer, Paulson, Potter, Prosser, Quackenbush, Radtke, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Smith, Stitt, Tesmer, Travis, D.,

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Travis, R., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 66.

Absent or not voting -- Nelsen, Plous and Tregoning -- 3.

Motion failed.

### **Assembly Bill 62**

Relating to renewable energy resources and increasing an appropriation.

The question was: Shall the report of the committee of conference on **Assembly Bill 62** be concurred in?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that the assembly's action on **Assembly Bill 62** be immediately messaged to the senate. Granted.

Representative Loftus asked unanimous consent that **Assembly Joint Resolution 20** and **Senate Joint Resolution 43** be placed after **Senate Bill 324** on today's calendar. Granted.

### **Senate Bill 188**

Relating to collective bargaining units consisting of supervisors, making an appropriation and providing a penalty.

Representative Kirby asked unanimous consent that **Senate Bill 188** be laid on the table.

Representative Norquist objected.

Representative Kirby moved that **Senate Bill 188** be laid on the table.

The question was: Shall **Senate Bill 188** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Barczak, Behnke, Berndt, Bradley, Byers, Clarenbach, Coggs, Czarnezki, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Goodrich, Harer, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Johnson, Kincaid, Kirby, Klicka, Knox, Kunicki, Ladwig, Larson, Leopold, Lewison, Loftus, Luckhardt, McEwen, Matty, Menos, Metz, Miller, Munts, Murray, Neubauer, Otte, Panzer, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Robertson, Robinson,

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Rogers, Rooney, Rutkowski, Shoemaker, Smith, Stitt, Swoboda, Thompson, Travis, D., Travis, R., Ulichny, Wagner and Young -- 70.

Noes -- Becker, Conradt, Crawford, DeLong, Gerlach, Hasenohrl, Laatsch, Lee, Looby, McEssy, Meaux, Medinger, Merkt, Norquist, Roberts, Schmidt, Schneider, Schneiders, Tesmer, Tuczynski, Williams, Wood and Mr. Speaker -- 23.

Absent or not voting -- Nelsen, Plous, Tregoning and Vanderperren -- 4.

Motion carried.

**Senate Bill 324**

Relating to the employment of hearing examiners by separate subunits of state agencies.

The question was: Shall the vote by which **Senate Bill 324** was ordered to a third reading be reconsidered?

The roll was taken.

The result follows:

Ayes -- Alberts, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Ellis, Goodrich, Harer, Hopkins, Jaronitzky, Klicka, Knox, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEwen, Matty, Merkt, Panzer, Paulson, Prosser, Radtke, Robertson, Schmidt, Schneiders, Stitt, Thompson, Travis, R. and Young -- 33.

Noes -- Andrea, Barczak, Becker, Behnke, Berndt, Clarenbach, Cogg, Crawford, Czarnecki, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Johnson, Kincaid, Kirby, Kunicki, Lee, Leopold, Loftus, Looby, McEssy, Meaux, Medinger, Menos, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Plewa, Porter, Potter, Quackenbush, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -- 61.

Absent or not voting -- Nelsen, Plous and Tregoning -- 3.

Motion failed.

Representative Thompson moved nonconcurrency in **Senate Bill 324**.

The question was: Shall **Senate Bill 324** be nonconcurrent in?

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The roll was taken.

The result follows:

Ayes -- Alberts, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Ellis, Goodrich, Harer, Jaronitzky, Klicka, Knox, Ladwig, Larson, Lewison, Luckhardt, McEwen, Matty, Merkt, Panzer, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Schneiders, Stitt, Thompson, Travis, R. and Young -- 31.

Noes -- Andrea, Barczak, Becker, Behnke, Berndt, Clarenbach, Cogs, Crawford, Czarnezki, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Hopkins, Johnson, Kincaid, Kirby, Kunicki, Laatsch, Lee, Leopold, Loftus, Looby, McEssy, Meaux, Medinger, Menos, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Paulson, Plewa, Porter, Potter, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -- 63.

Absent or not voting -- Nelsen, Plous and Tregoning -- 3.

Motion failed.

The question was: **Senate Bill 324** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Becker, Behnke, Berndt, Byers, Clarenbach, Cogs, Crawford, Czarnezki, Donoghue, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Hopkins, Johnson, Kincaid, Kirby, Kunicki, Larson, Lee, Leopold, Loftus, Looby, McEssy, McEwen, Meaux, Medinger, Menos, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Paulson, Plewa, Porter, Potter, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Travis, R., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -- 68.

Noes -- Alberts, Bradley, Conradt, Dilweg, Ellis, Goodrich, Harer, Jaronitzky, Klicka, Knox, Laatsch, Ladwig, Lewison, Luckhardt, Matty, Merkt, Panzer, Prosser, Quackenbush, Radtke, Robertson, Schneiders, Stitt, Thompson and Young -- 25.

Absent or not voting -- DeLong, Nelsen, Plous and Tregoning -- 4.

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Motion carried.

Representative Loftus moved that the rules be suspended and that **Senate Bill 324** be immediately messaged to the senate.

The question was: Shall the rules be suspended and **Senate Bill 324** be immediately messaged to the senate?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Becker, Behnke, Clarenbach, Coggs, Crawford, Czarnecki, Dorff, Duren, Everson, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Johnson, Kincaid, Kirby, Kunicki, Lee, Leopold, Loftus, Looby, McEssy, Meaux, Medinger, Menos, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Plewa, Porter, Potter, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -- 58.

Noes -- Alberts, Berndt, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Ellis, Goodrich, Harer, Hopkins, Jaronitzky, Klicka, Knox, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEwen, Matty, Merkt, Panzer, Paulson, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Schneiders, Stitt, Thompson, Travis, R. and Young -- 35.

Absent or not voting -- Fischer, Nelsen, Plous and Tregoning -- 4.

Motion failed.

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MESSAGE FROM THE SENATE

By Donald J. Schneider, chief clerk.

Mr. Speaker:

I am directed to inform you that the senate has concurred in:

**Assembly Bill 839**

Representative Loftus moved that the rules be suspended and that **Senate Bill 773** be withdrawn from the calendar and taken up at this time.

The question was: Shall the rules be suspended and **Senate Bill 773** be withdrawn from the calendar and taken up at this time?

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The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Barczak, Becker, Behnke, Berndt, Bradley, Byers, Clarenbach, Coggs, Conradt, Crawford, Czarnecki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Gerlach, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Jaronitzky, Johnson, Kincaid, Kirby, Klicka, Knox, Kunicki, Laatsch, Ladwig, Larson, Lee, Leopold, Lewison, Loftus, Looby, Luckhardt, McEssy, McEwen, Matty, Medinger, Menos, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Ulichny, Vanderperren, Wagner, Williams, Wood and Young -- 89.

Noes -- Hopkins, Meaux, Merkt, Tuczynski and Mr. Speaker -- 5.

Absent or not voting -- Nelsen, Plous and Tregoning -- 3.

Motion carried.

### **Senate Bill 773**

Relating to labeling requirements for nondairy food products and granting rule-making authority.

The question was: Shall **Senate Bill 773** be ordered to a third reading?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Barczak, Becker, Behnke, Berndt, Bradley, Byers, Clarenbach, Coggs, Conradt, Crawford, Czarnecki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Gerlach, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Johnson, Kincaid, Kirby, Klicka, Knox, Kunicki, Laatsch, Ladwig, Larson, Lee, Leopold, Lewison, Loftus, Looby, Luckhardt, McEssy, McEwen, Matty, Meaux, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson,

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Travis, D., Travis, R., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Young -- 93.

Noes -- Mr. Speaker -- 1.

Absent or not voting -- Nelsen, Plous and Tregoning -- 3.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Senate Bill 773** be given a third reading. Granted.

The question was: **Senate Bill 773** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Barczak, Becker, Behnke, Berndt, Bradley, Byers, Clarenbach, Coggs, Conradt, Crawford, Czarnezki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Gerlach, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Johnson, Kincaid, Kirby, Klicka, Knox, Kunicki, Laatsch, Ladwig, Larson, Lee, Leopold, Lewison, Loftus, Looby, Luckhardt, McEssy, McEwen, Matty, Meaux, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Young -- 93.

Noes -- Mr. Speaker -- 1.

Absent or not voting -- Nelsen, Plous and Tregoning -- 3.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Senate Bill 773** be immediately messaged to the senate. Granted.

### **Assembly Joint Resolution 20**

Relating to excepting pari-mutuel betting on horse racing from the prohibition against legislative authorization of lotteries (first consideration).

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The question was: Shall the vote by which **Assembly Joint Resolution 20** was ordered to a third reading be reconsidered?

The roll was taken.

The result follows:

Ayes -- Berndt, Coggs, Conradt, Crawford, Czarnezki, Dilweg, Dorff, Duren, Everson, Goodrich, Harer, Johnson, Klicka, Knox, Lee, Leopold, Loftus, Luckhardt, Merkt, Metz, Miller, Munts, Neubauer, Norquist, Otte, Paulson, Potter, Quackenbush, Radtke, Roberts, Robertson, Rutkowski, Schmidt, Schneider, Schneiders, Smith, Tesmer, Travis, D., Travis, R., Ulichny, Vanderperren, Wood, Young and Mr. Speaker -- 44.

Noes -- Alberts, Andrea, Barczak, Becker, Behnke, Bradley, Byers, Clarenbach, DeLong, Donoghue, Ellis, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Kincaid, Kirby, Kunicki, Laatsch, Ladwig, Larson, Lewison, Looby, McEssy, McEwen, Matty, Meaux, Medinger, Menos, Murray, Panzer, Plewa, Porter, Prosser, Robinson, Rogers, Rooney, Shoemaker, Stitt, Swoboda, Thompson, Wagner and Williams -- 49.

Absent or not voting -- Nelsen and Tregoning -- 2.

Paired for -- Plous -- 1.

Paired against -- Tuczynski -- 1.

Motion failed.

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MESSAGE FROM THE SENATE

By Donald J. Schneider, chief clerk.

Mr. Speaker:

I am directed to inform you that the senate has passed and asks concurrence in:

**Senate Bill 227**

Concurred in:

Assembly substitute amendment 1 to **Senate Bill 118**

Assembly amendments 1, 2, 3, 4, 5 and 7 to **Senate Bill 204**

Assembly amendment 1 to **Senate Bill 314**

Assembly amendment 1 to **Senate Bill 381**

Assembly amendments 1 and 2 to **Senate Bill 414**

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Assembly substitute amendment 2 to **Senate Bill 600**

Assembly amendment 1 to **Senate Bill 624**

Assembly amendments 2, 4 and 7 to **Senate Bill 633**

**Assembly Joint Resolution 99**

**Assembly Joint Resolution 105**

**Assembly Bill 292**

Concurred in as amended:

**Assembly Bill 600** (senate substitute amendment 1 adopted)

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### ACTION ON THE SENATE MESSAGE

#### **Senate Bill 227**

Relating to requests for absentee ballots by armed forces and merchant marine personnel, federal overseas employes and spouses and dependents of such persons.

By Senator Johnston.

To committee on Elections.

#### **Assembly Bill 600**

Relating to requiring the use of child restraint systems in motor vehicles, granting rule-making authority and providing a penalty.

By Representatives D. Travis, Ulichny, Plous, Duren and Barczak, co-sponsored by Senator Johnston, by request of Wisconsin Congress of Parents and Teachers (Wisconsin PTA).

Representative Loftus moved that the rules be suspended and that **Assembly Bill 600** be taken from the senate message and taken up at this time.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 600** be taken from the senate message and placed after **Assembly Joint Resolution 20** on today's calendar. Granted.

The question was: **Assembly Joint Resolution 20** having been read three times, shall the joint resolution be adopted?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Barczak, Becker, Behnke, Bradley, Clarenbach, Crawford, DeLong, Donoghue, Ellis, Everson, Fischer, Gerlach, Hasenohrl, Hauke, Hephner, Holschbach, Hopkins, Jaronitzky, Kincaid, Kirby, Kunicki, Laatsch, Ladwig, Leopold,

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Lewison, Looby, McEssy, McEwen, Matty, Meaux, Medinger, Menos, Murray, Panzer, Plewa, Porter, Prosser, Robinson, Rogers, Rooney, Shoemaker, Smith, Stitt, Swoboda, Thompson, Wagner and Williams -- 49.

Noes -- Berndt, Byers, Coggs, Conradt, Czarnezki, Dilweg, Dorff, Duren, Flintrop, Goodrich, Harer, Helbach, Johnson, Klicka, Knox, Larson, Lee, Loftus, Luckhardt, Merkt, Metz, Miller, Munts, Neubauer, Norquist, Otte, Paulson, Potter, Quackenbush, Radtke, Roberts, Robertson, Rutkowski, Schmidt, Schneider, Schneiders, Tesmer, Travis, D., Travis, R., Ulichny, Vanderperren, Wood, Young and Mr. Speaker -- 44.

Absent or not voting -- Nelsen and Tregoning -- 2.

Paired for -- Tuczynski -- 1.

Paired against -- Plous -- 1.

Motion carried.

Representative Thompson asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 20** be immediately messaged to the senate.

Representative Duren objected.

Representative Barczak asked unanimous consent to be recorded as voting "No" on nonconcurrence in **Senate Bill 507**.

Representative Crawford objected.

Representative Barczak moved that the rules be suspended to allow him to be recorded as voting "No" on nonconcurrence in **Senate Bill 507**.

The question was: Shall the rules be suspended to allow Representative Barczak to be recorded as voting "No" on nonconcurrence in **Senate Bill 507**?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Barczak, Becker, Behnke, Berndt, Bradley, Byers, Clarenbach, Coggs, Czarnezki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Gerlach, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Johnson, Kincaid, Kirby, Klicka, Knox, Kunicki, Laatsch, Ladwig, Larson, Lee, Leopold, Lewison, Loftus, Looby, Luckhardt, McEssy, McEwen, Matty, Meaux, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Norquist,

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Otte, Panzer, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 91.

Noes -- Crawford -- 1.

Absent or not voting -- Conradt, Nelsen, Neubauer, Plous and Tregoning -- 5.

Motion carried.

**Assembly Bill 600**

Relating to requiring the use of child restraint systems in motor vehicles, granting rule-making authority and providing a penalty.

The question was: Shall senate substitute amendment 1 to **Assembly Bill 600** be concurred in?

Motion carried.

Representative Thompson moved that the rules be suspended and that **Assembly Joint Resolution 20** be immediately messaged to the senate.

The question was: Shall the rules be suspended and **Assembly Joint Resolution 20** be immediately messaged to the senate?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Barczak, Becker, Behnke, Bradley, Byers, Clarenbach, Crawford, DeLong, Donoghue, Ellis, Everson, Fischer, Flintrop, Gerlach, Goodrich, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Hopkins, Kincaid, Kirby, Klicka, Knox, Kunicki, Laatsch, Ladwig, Larson, Lewison, Looby, Luckhardt, McEssy, McEwen, Matty, Meaux, Medinger, Menos, Merkt, Murray, Plewa, Porter, Prosser, Radtke, Roberts, Robinson, Rogers, Rooney, Schneider, Schneiders, Shoemaker, Swoboda, Thompson, Travis, D., Tuczynski, Wagner, Williams and Mr. Speaker -- 60.

Noes -- Berndt, Coggs, Conradt, Czarnecki, Dilweg, Dorff, Duren, Harer, Jaronitzky, Johnson, Lee, Leopold, Loftus, Metz, Miller, Munts, Neubauer, Norquist, Otte, Panzer, Paulson, Potter, Quackenbush, Robertson, Rutkowski, Schmidt, Smith, Tesmer, Travis, R., Ulichny, Vanderperren, Wood and Young -- 33.

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Absent or not voting -- Nelsen, Plous, Stitt and Tregoning -- 4.  
Motion failed.

**Senate Joint Resolution 43**

Relating to the deregulation of natural gas prices.

The question was: Shall the vote by which **Senate Joint Resolution 43** was concurred in be reconsidered?

The roll was taken.

The result follows:

Ayes -- Alberts, Berndt, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Ellis, Goodrich, Harer, Hopkins, Jaronitzky, Klicka, Knox, Laatsch, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Merkt, Panzer, Paulson, Prosser, Radtke, Robertson, Schmidt, Schneiders, Stitt, Thompson, Travis, R. and Young -- 34.

Noes -- Andrea, Barczak, Becker, Behnke, Clarenbach, Coggs, Crawford, Czarnezki, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Johnson, Kincaid, Kirby, Kunicki, Ladwig, Lee, Leopold, Loftus, Looby, Meaux, Medinger, Menos, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Plewa, Porter, Potter, Quackenbush, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker - - 60.

Absent or not voting -- Nelsen, Plous and Tregoning -- 3.  
Motion failed.

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MESSAGE FROM THE SENATE

By Donald J. Schneider, chief clerk.

Mr. Speaker:

I am directed to inform you that the senate has concurred in:

**Assembly Bill 560**

**Assembly Bill 615**

**Assembly Bill 727**

**Assembly Bill 889**

**Assembly Bill 941**

**Assembly Bill 1086**

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### Assembly Bill 1134

### Assembly Bill 1139

Representative Barczak asked unanimous consent that the assembly adjourn in honor of the 50th birthday of Representative Behnke. Granted.

Representative Becker asked unanimous consent that the assembly adjourn in honor of his aide, Mindy Taranto, who will be married tomorrow. Granted.

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### VISITORS

During today's session, the following visitors honored the assembly by their presence, and were welcomed by the presiding officer and the members:

Honorable Steve Gunderson, member of Congress from Wisconsin, guest of Representatives Robertson, Paulson, Harer, Quackenbush, Berndt, R. Travis and Lewison.

Doug Chichering from Marathon, guest of Representative McEwen.

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Representative Loftus moved that the assembly stand adjourned until 10:00 A.M. on Tuesday, April 6 pursuant to **Senate Joint Resolution 1** and the motions adopted by the senate and assembly organization committees.

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

4:00 P.M.